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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/904,855	08/01/97	OBRADOVICH	M M.L. OBRADOVI

ALEX L YIP
LONDA AND TRAUB LLP
20 EXCHANGE PLACE
37TH FLOOR
NEW YORK NY 10005

TM11/1019

EXAMINER

NGUYEN, C

ART UNIT PAPER NUMBER

2173

20

DATE MAILED: 10/19/00

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

6

Office Action Summary

Application No.
08/904,855

Applicant(s)
Obradovich

Examiner
Cao "Kevin" Nguyen

Group Art Unit
2173



☒ Responsive to communication(s) filed on Jul 8, 2000

☐ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 1 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claim

☒ Claim(s) 1-12, 54-59, 60-63, 65, 81-90 and 100-113. is/are pending in the ap

Of the above, claim(s) _____ is/are withdrawn from consider

☐ Claim(s) _____ is/are allowed.

☐ Claim(s) _____ is/are rejected.

☒ Claim(s) 1-12, 54-59, 60-63, 65, 81-90 and 100-113. is/are objected

☐ Claims _____ are subject to restriction or election require

Application Papers

☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☒ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☒ None of the CERTIFIED copies of the priority documents have been
☐ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☐ Notice of References Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

☐ Interview Summary, PTO-413

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

— SEE OFFICE ACTION ON THE FOLLOWING PAGES —

Art Unit: 2773

DETAILED ACTION

Election/Restriction

1. Restriction to one of the following inventions is required under 35 U.S.C. 121:

I. Claim(s) 1-12, 65 and 101-106. Classified in Class 345/349

"Metaphor Icon Objects".

- a) drawn to an interface for selecting at least one of the items.
- b) displaying a plurality of vehicle items.
- c) programming a plurality of information objects.

II. Claim(s) 54-59, 81-85, 86 and 92-93. Classified in Class

345/326 "Operator Interface".

- a) drawn to adjust a position of an item in the vehicle.
- b) providing an indicator to indicative of the traffic condition in the area.

III. Claim(s) 60-63, 87-90, 94-100 and 107-113. Classified in Class 345/353 "Sub-menu structure".

- a) drawn to the entertainment programs being classified in a plurality of categories based on contents of the entertainment programs. .
- b) group of representations of sources.

Art Unit: 2773

2. The inventions are distinct, each from the other because of the following reasons:

Invention I is an interface for selecting at least one of the items (claim(s) 1-12, 65 and 101-106);

Invention II is providing an indicator indicative of the traffic condition in the area (claim(s) 54-59,

81-85, 86 and 92-93); and Invention III a display element having a touch-screen capability

(claim(s) 60-63, 87-90, 94-100 and 107-113). Inventions are unrelated if it can be shown that

they are not disclosed as capable of use together and they have different modes of operation,

different functions, or different effects (MPEP § 806.04, MPEP § 808.01). In the instant case the

different inventions .

3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their recognize divergent subject matter, restriction for examination purposes as indicated is proper.

4. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a diligently-filed petition under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(h).

Art Unit: 2773

Response

5. Responses to this action should be mailed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231. If applicant desires to fax a response, (703) 308-9051 may be used for formal communications or (703) 305-9724 for informal or draft communications.

Please label "PROPOSED" or "DRAFT" for informal facsimile communications. For after final responses, please label "AFTER FINAL" or "EXPEDITED PROCEDURE" on the document.

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA. Sixth Floor (Receptionist).

Inquires

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cao (Kevin) Nguyen whose telephone number is (703) 305-3972. The examiner can normally be reached on Monday-Friday from 8:30 am to 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca, can be reached on (703) 308-3116. The fax number for this group is (703) 308-6606.

Application/Control Number: 08/904,855

Page 5

Art Unit: 2773

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3800.



C. Nguyen

October 17, 2000